

RESOLUTION NO. 12-040

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING CONTRACT FOR
EMPLOYEE ASSISTANCE PROVIDER**

WHEREAS, the Township has found that it is beneficial to have in place an Employee Assistance Program, which is a third-party professional agency providing counseling and referral services for employees and their dependents, and the program has worked well for several years helping reduce the Township's health benefits and other costs; and

WHEREAS, while the Local Public Contracts Law does not require competitive bidding for contracts anticipated to be below \$17,500, or which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor, but it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with no bids having been received and considered for the position of Employee Assistance Provider by the Township Committee based upon recommendations provided by the Township Administrator to nevertheless make an award to the incumbent provider pursuant to the non-fair and open process; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, Employee Consulting Services is qualified and has agreed to provide professional services in relation to the provision of employee assistance pursuant to the rate schedules provided for in its proposal for 2012.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Employee Consulting Services (Dr. Michael Kahn) is hereby awarded a contract for the provision of the Township's employee assistance program as needed during 2012 for an amount estimated not to exceed \$10,475.00, plus \$25.00 per employee to which such services are provided.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.